S.B. CIVIL MISC. APPEAL NO.1667/2006.
(Kana Ram & Anr. Vs. Mahendra Pal Singh & Ors.)

Date of Order :: 26th March 2007

HON'BLE MR. JUSTICE DINESH MAHESHWARI

Mr. P.R. Mehta, for the appellants.

…

For accidental death of about 13 years old child Naresh, said to be a brilliant student but whose mark-sheets and other related evidence was not produced, the Tribunal has awarded compensation to his parents in a lump sum of Rs.1,50,000/- and has allowed interest @ 6% per annum from the date of filing of the claim application. The claimants seek enhancement by way of this appeal.

Having heard learned counsel for the appellants and having examined the award impugned in its totality, this Court is of opinion that on the facts and in the circumstances of this case, the award of compensation in the sum of Rs.1,50,000/- in relation to the parents of the victim child, though moderate, cannot be said to be grossly inadequate; and there does not appear any basis whereupon any enhancement be made over the amount awarded by the Tribunal.

The appeal fails and is, therefore, dismissed summarily.

(DINESH MAHESHWARI), J.

Mohan/